

House File 2716 - Reprinted

HOUSE FILE _____
BY COMMITTEE ON JUDICIARY

(SUCCESSOR TO HSB 676)

Passed House, Date _____ Passed Senate, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to civil actions for personal injury or death,
2 including certain evidentiary requirements.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
4 HF 2716
5 rh/es/25

PAG LIN

1 1 Section 1. NEW SECTION. 622.31 EVIDENCE OF REGRET OR
1 2 SORROW.
1 3 In any civil action for professional negligence, personal
1 4 injury, or wrongful death or in any arbitration proceeding for
1 5 professional negligence, personal injury, or wrongful death
1 6 against a person in a profession represented by the examining
1 7 boards listed in section 272C.1 and any other licensed
1 8 profession recognized in this state, a hospital licensed
1 9 pursuant to chapter 135B, or a health care facility licensed
1 10 pursuant to chapter 135C, based upon the alleged negligence in
1 11 the practice of that profession or occupation, any portion of
1 12 a statement, affirmation, gesture, or conduct expressing
1 13 sorrow, sympathy, commiseration, condolence, compassion, or a
1 14 general sense of benevolence that was made by the person to
1 15 the plaintiff, relative of the plaintiff, or decision maker
1 16 for the plaintiff that relates to the discomfort, pain,
1 17 suffering, injury, or death of the plaintiff as a result of an
1 18 alleged breach of the applicable standard of care is
1 19 inadmissible as evidence of an admission of liability or as
1 20 evidence of an admission against interest.
1 21 HF 2716
1 22 rh:nh/es/25